Amendments to the Claims:

This listing of claims will replace all prior versions and listings of claims in the application:

Listing of Claims:

1-33. (Canceled)

- 34. (New) A method for quantitating viable cells in a sample, comprising providing a sample containing said cells, contacting said cells with molecule or dye that is detectably altered by enzymatic activity of a viable cell, detecting a total amount of ezymatically altered molecule or dye, and correlating said total amount with a standard value, thereby quantitating viable cells in said sample.
 - 35. (New) The method of claim 34, wherein said cells are bacteria.
 - 36. (New) The method of claim 34, wherein said cells are yeast.
- 37. (New) The method of claim 34, wherein the enzymatic activity is esterase activity.
- 38. (New) The method of claim 34, wherein said enzymatically altered dye or molecule comprises fluorescein diacetate or OREGON GREENTM.
- 39. (New) The method of claim 34, wherein detection is performed by a flurorometer.
- 40. (New) A kit for quantifying viable yeast or bacteria, comprising a cell suspension solution, a cell penetrating dye, wherein said dye is enzymatically and detactably

Application No. 09/912,266 Reply to Office Action dated April 20, 2004

altered following penetration of viable cells, and instructions for detecting enzymatically altered dve.